



**UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
1015 HALF STREET S.E.
WASHINGTON DC 20570-0001**

August 17, 2015

Re: Labor Plus, LLC
Case 28-CA-150723

Larry A. Smith, Esq.
Counsel for the General Counsel
National Labor Relations Board
Region 28 – Las Vegas Resident Office
300 Las Vegas Boulevard South, Suite 2-901
Las Vegas, NV 89101

Dear Mr. Smith:

This acknowledges the receipt, through electronic filing, in the Office of the Executive Secretary on August 12, 2015, of the Counsel for the General Counsel's Opposition to Respondent's Motion to Dismiss Complaint.

Under Section 102.24(b) of the Board's Rules and Regulations, an opposition to a motion for summary judgment or dismissal "shall be filed no later than 21 days prior to the hearing." The hearing in this case is scheduled for September 1, 2015. Thus, any opposition to the Respondent's Motion was due to be filed with the Board no later than August 11, 2015. As the Counsel for the General Counsel's Opposition was filed on August 12, it is untimely. The Opposition states that "CGC delayed filing this Opposition until the Board issued an Order to Show Cause, rather than consulting the Board's Rules and Regulations Section 102.24(b) which provides the due date for any opposition if no Order issues." In fact, the Board has not issued an Order Transferring Proceeding to the Board and Notice to Show Cause in this case.

Accordingly, I cannot forward your August 12, 2015 Opposition to the Board for consideration, and it is rejected.

Very truly yours,

/s/Henry S. Breiteneicher
Associate Executive Secretary

cc: Parties